

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

RULE NOS.:	RULE TITLES:
59B-9.030	Purpose of Ambulatory and Emergency Department Patient Data Reporting
59B-9.033	Schedule for Submission of Ambulatory and Emergency Department Patient Data and Extensions
59B-9.034	Reporting Instructions
59B-9.035	Certification, Audits, and Resubmission Procedures
59B-9.036	Penalties for Ambulatory Patient Data Reporting and Deficiencies
59B-9.037	Header Record
59B-9.038	Ambulatory Data Elements, Codes and Standards
59B-9.039	Public Records

**PURPOSE AND EFFECT:** The agency is proposing these rule amendments to strike January 2010 references, update the internet submission URL, and change the Florida Center name effective July 1, 2016. The amendment adds provision for multiple Off-Site ED identifiers currently not included in rule; deletes the Principal ICD Procedure code element and the initial due date extension and fine language; and modifies the fine matrix to include a violation rate reset following non-delinquent submission periods. Additional revisions are amended for clarification and updates data release criteria.

**SUBJECT AREA TO BE ADDRESSED:** Ambulatory and Emergency Department Patient Data Collection

**RULEMAKING AUTHORITY:** 408.15(8), 408.08(1)(e), 408.813 FS.

**LAW IMPLEMENTED:** 408.061, 408.062, 408.063, 408.08, 408.08(15), 408.813 FS.

**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** March 24, 2017, 9:00 a.m.

**PLACE:** Agency for Health Care Administration, Conference Room B, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308. Interested parties that would like to join the workshop by phone can do so by using a call-in number and passcode: Call-in Number: 1(888)670-3525, Participant Passcode: 535-061-8829#

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Nancy Tamariz, (850)412-3741. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Nancy Tamariz, (850)412-3741.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals**

RULE NOS.:	RULE TITLES:
59E-7.012	Inpatient Data Reporting Instructions
59E-7.021	Definitions
59E-7.022	Inpatient Data Reporting and Audit Procedures.
59E-7.023	Schedule for Submission of Inpatient Data and Extensions.
59E-7.025	Certification, Audits and Resubmission Procedures.
59E-7.026	Penalties for Hospital Inpatient Discharge Data Reporting Discrepancies.
59E-7.027	Header Record.
59E-7.028	Inpatient Data Elements, Codes and Standards.
59E-7.029	Public Records.
59E-7.030	General Provisions.

**PURPOSE AND EFFECT:** The agency is proposing these rule amendments to strike January 2010 references, update the internet submission URL, capture comp rehab revenue charges, and change the Florida Center name effective July 1, 2016. The amendment deletes the initial due date extension and fine language; shortens resubmission time, and modifies the fine matrix to include a violation rate reset following non-delinquent submission periods. Additional revisions are amended for clarification and update data release criteria

**SUBJECT AREA TO BE ADDRESSED:** Inpatient Data Collection

**RULEMAKING AUTHORITY:** 408.15(8), 408.061, 408.08, FS.

**LAW IMPLEMENTED:** 408.061, 408.062, 408.063, 408.08, 408.05, 408.07(2), 408.15(11) FS.

**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** March 24, 2017, 10:00 a.m.

**PLACE:** Agency for Health Care Administration, Conference Room B, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308. Interested parties that would like to join the workshop by phone can do so by using a call-in number and passcode:

Call-in Number: 1(888)670-3525, Participant Passcode: 535-061-8829#.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Nancy Tamariz, (850)412-3741. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Nancy Tamariz, (850)412-3741.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Psychology**

RULE NO.: RULE TITLE:  
64B19-13.004 Board Approval of Continuing Psychological Education Providers

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to update the language.

SUBJECT AREA TO BE ADDRESSED: To update the rule language regarding medical error courses.

RULEMAKING AUTHORITY: 490.004(4), 490.0085(4) FS.

LAW IMPLEMENTED: 490.007(2), 490.0085(1), (3) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3055.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Psychology**

RULE NO.: RULE TITLE:  
64B19-17.002 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the development to review and update the rule language.

SUBJECT AREA TO BE ADDRESSED: Update guidelines to include new violation.

RULEMAKING AUTHORITY: 456.079(4) FS.

LAW IMPLEMENTED: 456.072, 456.079, 490.009 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3055.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II  
Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

RULE NOS.: RULE TITLES:  
5J-9.002 Registration, Document Submission  
5J-9.0021 Student Tour Operator  
5J-9.006 Security Requirement  
5J-9.008 Enforcement Actions and Administrative Penalties

PURPOSE AND EFFECT: The proposed rulemaking amends incorporated forms, updates form references, establishes application procedures and minimum standards for student tour operators, establishes a procedure for certain veterans, the spouses of such veterans, or business entities that have a majority ownership held by such veterans or spouses to obtain a waiver of their initial registration fee, and updates statute references.

SUMMARY: The proposed rules update FDACS-10200, Sellers of Travel Registration Application and FDACS-10211, Sellers of Travel Independent Sales Agents Application, they provide guidelines for student tour operators as well as create FDACS-10214, Sellers of Travel Student Tour Operator, and they provide guidance to applicants seeking a military veteran's waiver of an initial registration fee. These amendments will ensure statutory compliance with ch. 2016-166, Laws of Florida and the Florida Sellers of Travel Act.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the

aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed revisions update department forms, update statute references, and provide guidance to student tour operators and military veterans. There are no increased regulatory costs associated with these revisions. Additionally, no interested party submitted additional information regarding the economic impact.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 559.9281(2), 559.929(2), (3), 559.9355(3), 570.07(23) FS.

LAW IMPLEMENTED: 559.928, 559.9281, 559.929, 559.9295(16), 559.935(3), 559.9355, 570.07(23), 570.971(4) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amy Topol, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, email at "Amy.Topol@FreshFromFlorida.com" or by phone (850)410-3662.

THE FULL TEXT OF THE PROPOSED RULE IS:

5J-9.002 Registration, Document Submission.

(1) Any person who intends to operate as a seller of travel shall submit FDACS-10200, Sellers of Travel Registration ~~Application Package~~, Rev. 02/17 ~~04/15~~, hereby incorporated by reference, along with the applicable non-refundable registration fee specified by Section 559.928(2), F.S., to the department at the time of registration. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, ~~Ferry L. Rhodes Bldg.~~, Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-05124>. Businesses may also apply or renew their license online at [www.FreshFromFlorida.com](http://www.FreshFromFlorida.com) ~~www.800helpfla.com/registeronline~~.

(2) An honorably discharged veteran, the spouse of such a veteran, or a business entity that has a majority ownership held

by such a veteran or spouse requesting a waiver of the initial registration fee pursuant to Section 559.928(2)(c), F.S., shall complete FDACS-10991, Military Veteran Fee Waiver Request, 10/16, incorporated by reference in Rule 5J-26.001, F.A.C. An applicant requesting a fee waiver shall submit a completed Military Veteran Fee Waiver Request and all required supporting documentation at the time the applicant submits the Sellers of Travel Registration Application referenced in subsection (1).

(3)(2) An independent agent claiming an exemption from registration shall file with the department FDACS-10211, Sellers of Travel Independent Sales Agents Statement of Exemption, Rev. 02/17 ~~07/14~~, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, ~~Ferry L. Rhodes Bldg.~~, Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-04056>.

(4)(3) Each seller of travel which sells or intends to sell vacation certificates shall, prior to the sale of any vacation certificate, file with the ~~d~~Department an annual submission fee of \$100 and such documents as required by Section 559.9295, F.S. ~~The seller of travel shall submit an annual submission fee of \$100 to the Department at the time such documents are filed with the Department.~~ Rulemaking Authority 559.9355(3), 570.07(23) FS. Law Implemented 559.928, 559.9295(16), 559.935(3) FS. History—New 10-6-93, Amended 1-3-95, 6-4-95, 12-27-95, 2-11-98, 10-21-03, 3-29-12, 4-5-15, \_\_\_\_\_.

5J-9.0021 Student Tour Operator.

A seller of travel seeking to be an approved student tour operator pursuant to s. 559.9281, F.S., must register or be registered as a seller of travel pursuant to subsection 5J-9.002(1), F.A.C., and must submit FDACS-10214, Sellers of Travel Student Tour Operator, 02/17, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>

(1) In addition to being registered as a seller of travel, an applicant student tour operator must annually provide proof of the following:

- (a) Insurance coverage issued by a company authorized to transact business in this state, in the following amounts:
  1. General liability of at least \$1,000,000;
  2. Professional liability of at least \$1,000,000; and

3. Workers compensation coverage of at least \$500,000 or proof of exemption for fewer than four (4) employees.

(b) The applicant is current on all state and local business taxes.

(2) A student tour operator and any employee, agent, or independent contractor of the student tour operator whose duties may lead to contact with students must maintain a current Level 2 security clearance with the Florida Department of Education.

(3) Failure to meet the requirements set forth in ss. 559.926-559.939, F.S., and this rule chapter shall result in the denial of an applicant's request to be an approved student tour operator.

(4) Failure to maintain compliance with the requirements of s. 559.9281, F.S., and this rule shall result in the seller of travel's removal from the Department's list of approved student tour operators.

(5) An approved student tour operator shall immediately notify the Department if, at any time during the registration period, the student tour operator falls out of compliance with the requirements of s. 559.9281, F.S., or this rule.

Rulemaking Authority 559.9281(2), 559.9355(3), 570.07(23) FS. Law Implemented 559.9281 FS. History—New

5J-9.006 Security Requirement.

(1) Prior to engaging in any activities as a seller of travel, each seller of travel shall file with the department an original performance bond in an amount determined by subsection (2) below. The applicant shall utilize the Surety Bond ~~f~~Form, included in FDACS-10200 Sellers of Travel Registration Application Package, Rev. 02/17 04/15, incorporated by reference in Rule 5J-9.002, F.A.C. ~~Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel Section, 2005 Apalachee Parkway, Terry L. Rhodes Building, Tallahassee, Florida 32399-6500.~~

(2) The amount of the security for sellers of travel that do not offer vacation certificates shall be \$25,000; however, the seller of travel may apply for a reduction by completing a the Security Reduction Request Application and , is included in form DACS 10200 Registration packet, effective 11/20/02 hereby incorporated by reference. The Seller of Travel must providing provide copies of its federal income tax return or an audited financial statement for the immediately preceding fiscal year. A sample Security Reduction Request Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel Section, 2005 Apalachee Parkway, ~~Terry L. Rhodes Building~~, Tallahassee, Florida 32399-6500 or accessed online at <http://www.freshfromflorida.com/Divisions->

Offices/Consumer-Services/Business-Services/Travel-Sales.

To ~~qualify apply~~ for reduction of the security, the seller of travel must have a satisfactory consumer complaint history. The amount of the security reduction shall be determined by the seller of travel's dollar amount of gross annual sales, as follows:

(a) through (c) No change.

(3) The amount of the security for a newly established business or a business under new ownership shall be \$25,000; however, the seller of travel may apply to reduce its security to \$10,000 by ~~submitting a executing the Application for Reduction of Security Reduction Request included in form DACS 10200 Registration Packet.~~ To be eligible for a reduction in security, a newly established seller of travel must meet the following criteria:

(a) through (b) No change.

(c) None of its owners, directors, officers, or general partners have an unsatisfactory consumer complaint history with the ~~d~~Department or have been affiliated with any seller of travel that has had an unsatisfactory consumer complaint history with the ~~d~~Department.

(4) The ~~d~~Department shall deny or revoke the security reduction if the seller of travel:

(a) through (b) No change.

(c) Has an unsatisfactory consumer complaint history with the ~~d~~Department; or

(d) No change.

(5) If filing a bond pursuant to Section 559.929, F.S., the applicant shall use the form included in FDACS-10200, Sellers of Travel Registration Application Package, Rev. 02/17 04/15, incorporated by reference in Rule 5J-9.002, F.A.C.

(6) Claims against a bond shall be submitted on FDACS-10212, Sellers of Travel Claim Affidavit, Rev. 02/17 04/15, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, ~~Terry L. Rhodes Bldg.~~, Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-05125>.

Rulemaking Authority 559.929(2), (3), 559.9355(3), 570.07(23) FS. Law Implemented 559.929 FS. History—New 2-8-94, Amended 6-4-95, 11-6-95, 12-27-95, 2-11-98, 10-21-03, 4-5-15, \_\_\_\_\_.

5J-9.008 Enforcement Actions and Administrative Penalties.

(1) through (4) No change.

(5) Aggravating and Mitigating Factors. The department will consider aggravating and mitigating factors in determining penalties for violations of Sections 559.926-

559.939, F.S., and this rule chapter. The factors shall be applied against each single count of the listed violation. If a notice of noncompliance is imposed for an initial violation, a second violation within a three-year period shall result in a fine of at least \$1,000 not to exceed \$2,500. Both aggravating and mitigating factors, if present, shall be applied against each single count of the listed violation regardless of whether the violation is a minor violation or a major violation as described in subsection (8) below.

- (a) No change.
- (b) Mitigating factors shall include:
  1. Any documented efforts by the violator at rehabilitation or corrective action.
  2. through 5. No change.
  - ~~6. The violator took corrective action.~~
  - ~~6.7.~~ The disciplinary history of the person committing the violation.
  - (6) through (7) No change.
  - (8) Penalties.

(a) Notice of Noncompliance. Any department investigation or inspection which reveals minor violations of this rule chapter in which the department determines that the violator was unaware of the rule or unclear as to how to comply with it will result in the issuance of a Notice of Noncompliance as the department's first response to the violation. In addition, the following statutory violation shall result in the issuance of a Notice of Noncompliance for the first violation only: A violation of Section 559.9335(11)(12), F.S.

(b) Minor Violations. Minor violations shall result in imposition of a fine ranging from \$1,000 to \$2,500. The following statutory violations shall be considered minor violations:

- 1. No change.
- 2. Violations of Section 559.9335(15)(46), F.S.
- 3. No change.

(c) Major Violations. Major violations shall result in the imposition of an administrative fine of \$1,000 to \$5,000, refusing to register, suspension, or revocation of the license as prescribed in Section 559.9355(1)(d), F.S., or any of the penalties as prescribed in Sections 559.9355(1)(c), (e)-(f), F.S. The following violations shall be considered major violations:

- 1. through 3. No change.
- 4. Violations of Sections 559.9335(1)-(10), (12)-(14), or (16)-(25)(41), (43)-(45), or (47)-(26), F.S.
- 5. No change.
- (9) through (11) No change.

Rulemaking Authority 559.9355(3), 570.07(23) FS. Law Implemented 559.9355, 570.971(4) FS. History--New 4-5-15, Amended 5-25-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Amy Topol, Director, Division of Consumer Services  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 28, 2016

**DEPARTMENT OF EDUCATION**

**Florida's Office of Early Learning**

RULE NO.: 6M-4.500  
RULE TITLE: Child Attendance and Provider Reimbursements

PURPOSE AND EFFECT: The purpose of the revised rule is to clarify provider reimbursement requirements and attendance documentation.

SUMMARY: The revised rule will update and clarify the process for reimbursing providers and documenting attendance.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S. This rule clarifies the process for reimbursing providers and documenting attendance.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.213(2), FS.

LAW IMPLEMENTED: 1002.82(2)(c), 1002.82(2)(f)1.a.(III), 1002.82(2)(p), 1002.87(8), (9) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 23, 2017, 9:30 a.m. – 10:30 a.m. ET, or at the conclusion of business whichever is earlier

PLACE: via GoToWebinar only. To register for the webinar, please visit:

[http://www.floridaearlylearning.com/statewide\\_initiatives/laws\\_and\\_rules/proposed\\_rules.aspx](http://www.floridaearlylearning.com/statewide_initiatives/laws_and_rules/proposed_rules.aspx)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Katerina Maroney (850)717-8614; Katerina.maroney@oel.myflorida.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, School Readiness Policy Supervisor, Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614; Katerina.maroney@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-4.500 Child Attendance and Provider Reimbursements.

(1) General Provisions.

(a) A school readiness provider shall not receive payment for a student prior to the student's first day of attendance or after the student is terminated from the school readiness program student's last day of attendance.

(b) Reimbursement rates shall be paid based on a child's care level and unit of care as defined by the coalition's approved provider rate schedule for the county in which the provider's facility is located.

(c) Daily attendance documentation shall be maintained by each school readiness provider based on the terms of the Statewide School Readiness Provider Contract, specified in Rule 6M-4.610, Florida Administrative Code (F.A.C.). The provider must record daily child attendance using a paper sign-in and sign-out form log or electronic attendance-tracking system that is maintained at the provider site to validate the attendance data. For electronic attendance systems, the provider must backup records on a regular basis to safeguard against loss. The sign-in and sign-out forms will vary by provider but must contain the following information:

1. Provider's name;
2. Child's first and last name;
3. Time in and out;
4. Date; and,

5. An authorized signature or electronic attendance-tracking system that records the date, child's name, and electronic signature, card swipe, entry of a personal identification number, or similar daily action taken by the parent or other person dropping off or picking up the child to, or from, the provider site other identifier that verifies each child's attendance. Authorized signature, paper or electronic, includes provider designee for children who are transported via school to or from the provider site or a parent or person authorized by the parent as documented in writing and on file with the provider.

(d) A provider shall be reimbursed for each day that there is documented evidence (~~i.e., parent statement, supplemental attendance logs, etc.~~) that the child was in attendance.

(e) For school readiness children who are transported to and/or from the provider site, attendance shall be documented in accordance with the applicable health and safety handbook for the provider type as specified in Rule 6M-4.620, F.A.C. paragraph 65C 22.001(6)(f), Rule 65C 22.001, F.A.C., (August 2013) is incorporated by reference. A copy of each handbook the rule may be obtained by contacting the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07457> <http://www.flrules.org/Gateway/reference.asp?No=Ref-04842>.

(f) The provider must report any discrepancy, overpayment, or underpayment within sixty (60) calendar days of transmission of the reimbursement summary receipt. Reported changes must include supporting documentation. Discrepancies validated by the coalition will be corrected for reimbursement purposes.

(g) For a child who is authorized only full-time care, a coalition shall not recoup or adjust a provider's reimbursement for days a child attends part-time. ~~If through monitoring or participant self reporting, the coalition determines that a family does not need full time care, the coalition shall reassess the hours of care needed.~~

(h) The coalition shall not reduce authorized hours of care prior to redetermination unless the parent requests a reduction in the authorized hours of care based on hours of care needed.

~~(i)(4)~~ The coalition must conduct monitoring activities in accordance with Rule 6M-4.630, F.A.C. to ensure the accuracy of payments of the monthly reimbursement requests. If it is determined through monitoring of the attendance documentation that a provider received an improper payment (overpayment or underpayment), a payment adjustment is required to correct the improper payment.

(j) In order for a provider to be reimbursed for a child served by a coalition other than the coalition where the provider is located, the provider must have executed a Statewide School Readiness Provider Contract with the

coalition of the child's residence prior to enrollment and reimbursement. The provider's reimbursement rates shall be negotiated in accordance with the approved school readiness plan of the contracted coalition. However, the provider reimbursement rate shall not exceed the contracted coalition's approved school readiness rates based on the child's care level and unit of care.

(k)(4) In accordance with Section 1002.84(10), F.S., attendance records may not be altered or amended after December 31 of the subsequent year

(2) Monthly certification of child attendance for payment reimbursement.

(a) An early learning coalition shall give a school readiness provider a monthly roster, prepared by using the statewide information system, that lists each child enrolled in the provider's school readiness program, and includes spaces for a private provider or public school to report a child's attendance for the calendar month.

(b) A school readiness provider must certify the monthly attendance of a child enrolled in the provider's school readiness program. A school readiness provider may certify monthly attendance by electronic means approved by the early learning coalition.

(c) For each calendar month that a school readiness provider participates in the school readiness program, the coalition shall not pay the school readiness provider until the provider submits a monthly attendance roster to the coalition which certifies the attendance of each enrolled child from the prior month.

(d) If a child arrives at a school readiness provider's site but the provider or school refuses the child's attendance, the provider or school must record the instructional day as a non-reimbursable absence. However, the provider may be reimbursed as a reimburseable absence in the case the child is ill as documented by the parent or provider and in accordance with paragraph four (4) of this rule.

(3) Holidays.

(a) A recognized holiday as approved by the local coalition shall not be counted as an absence for purposes of reimbursement. The coalition shall include reimbursements to providers of full and part-time care for up to twelve (12) recognized holidays per year as authorized in the Statewide School Readiness Provider Contract.

(b) For school-aged children authorized part time care, a provider shall be reimbursed at a part time rate if a child care provider is closed on a coalition approved holiday. If a school-aged child is authorized full time care on school holidays, school closures or teacher inservice days, a provider shall be reimbursed at a full time rate if the provider is open. For school-aged children authorized full time care during the

summer, a provider shall be reimbursed at the full time rate for coalition approved holidays.

(c) For a school-aged child, if the child is scheduled to attend full time at a provider that is open on a day when school is closed and does not attend because his/her parent has opted to keep the child home that day, the provider shall be reimbursed at the full time rate in accordance with paragraph (4)(a) below.

(4) Absences.

(a) Reimbursement shall be authorized for no more than three (3) absences per calendar month per child except in the event of extraordinary circumstances in which case the coalition or its designee shall provide written approval for payment based on written documentation provided by the parent justifying the excessive absence for up to an additional seven (7) days. Extraordinary circumstances does not include vacation or recreational time.

Examples of extraordinary circumstances include the following:

1. Hospitalization of the child or parent with appropriate documentation (i.e., doctor's note, hospital admission);
2. Illness requiring home-stay as documented (doctor's note, parent statement);
3. Death in the immediate family with appropriate documentation (i.e., obituary, death certificate, parent statement);
4. Court ordered visitation with appropriate documentation (i.e., court order); or
5. Unforeseen documented military deployment or exercise of the parent(s) (i.e., military orders of deployment, reserve duty).

(b) Total monthly reimbursed absences shall not exceed ten (10) calendar days.

~~(c) If in the event that a child is absent for five (5) consecutive reimbursable days during a calendar month, with no contact from the parent, the provider shall notify the local coalition or its designee who in turn shall determine the need for continued care. The coalition shall document in the case file any contact made with the provider, referring agency, if applicable, and parent in the case file. If a determination is made that school readiness services are no longer needed, a notice of disenrollment will be sent to the parent and school readiness provider at least 2 weeks prior to disenrollment. However, an at risk child may not be disenrolled from the program without the written approval of the Child Welfare Program Office of the Department of Children and Families or the community based lead agency. A notice of termination shall be maintained in the case file and provided to the parent, provider and referring agency.~~

(d) If the child has ten (10) unexplained absences during a total month of attendance, with no contact from the parent, the

provider shall notify the local coalition or its designee. The local coalition or designee shall send a notice of termination will be sent to the parent and school readiness provider at least 2 weeks prior to disenrollment pursuant to Rule 6M-4.200, F.A.C. If the authorized eligibility period ends in less than 2 weeks, the notice of disenrollment will be sent stating that services will end on the last day of the current eligibility period. However, an at-risk child may not be disenrolled from the program without the written approval of the Child Welfare Program Office of the Department of Children and Families or the community-based lead agency. A notice of termination shall be maintained in the case file and provided to the parent, provider and referring agency.

(e)(4) When an at-risk child has an unexcused absence or seven consecutive days of excused absences, the school readiness provider shall notify the Department of Children and Families or community-based lead agency and the early learning coalition. The coalition shall document any contact made with the provider, referring agency and parent in the case file. This paragraph shall apply to all at-risk children under the age of school entry.

(5) Reimbursement for Children with Special Needs.

(a) A child care provider may be reimbursed by the coalition paid at a higher rate if caring for any school readiness child with special needs requiring additional care beyond services required by the Americans with Disabilities Act (ADA). To receive a special needs rate, a child care provider must submit a list of the special needs services it is providing for each special needs child, in addition to the routine school readiness services. A special needs rate may be negotiated up to twenty (20)% percent above the maximum infant care rate established by the coalition. However, any amount that exceeds this rate shall not exceed the provider's private pay rate for infant care shall be classified as a quality expenditure.

(b) To receive a special needs rate, in addition to the base rate, it must be requested by the provider and approved by the coalition. A special needs rate shall may be reimbursed for a school readiness child that has a documented physical, mental, emotional, or behavioral condition that requires a higher level of care in the child care setting. The special need child's condition must be validated by a licensed health, mental health, education or social service professional other than the child's parent or person employed by the child care provider.

(6) Reimbursement for Gold Seal Quality Care Programs.

A child care provider that has a current Gold Seal Quality Care designation, as defined in Section 402.281, F.S., may receive a differential rate higher than the coalition's base approved reimbursement rate for each care level and unit of care. The reimbursement rate for the Gold Seal differential may be negotiated up to twenty (20) percent above an early

learning coalition's approved reimbursement rate for each care level and unit of care.

(7) Reimbursement for Quality Improvement Programs.

(a) Coalitions may reimburse providers above the provider's private pay rate to support quality. Payments may exceed private pay rates if they are designed to pay providers for additional costs associated with offering higher-quality care.

(b) A child care provider that is currently participating in a state or local quality improvement program, as documented by the coalition and approved by the Office of Early Learning, may receive a differential rate higher than the coalition's base approved reimbursement rate for each care level and unit of care. The reimbursement rate for the state and local quality improvement differential may not exceed twenty (20) percent above an early learning coalition's approved reimbursement rate for each care level and unit of care.

(c) A child care provider that is currently receiving a gold seal differential and participating in in a state or local quality improvement program, as documented by the coalition and approved by the Office of Early Learning, may receive a differential rate higher than the coalition's base approved reimbursement rate for each care level and unit of care. The reimbursement rate for the quality improvement differential shall not exceed twenty (20) percent above the provider's private pay rate.

Rulemaking Authority 1001.213(2) FS. Law Implemented 1002.82(2)(c), 1002.82(2)(f)1.a.(III), 1002.82(2)(p), 1002.87(8), (9) FS. History--New 2-2-05, Formerly 60BB-4.500, Amended 1-1-15,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, School Readiness Policy Supervisor

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rodney J. MacKinnon, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 1, 2017

**DEPARTMENT OF EDUCATION**

**Florida's Office of Early Learning**

RULE NO.: 6M-9.115                      RULE TITLE: Procedures and Criteria for Approval of School Readiness Plans

PURPOSE AND EFFECT: The purpose of the revised rule is to align the content and criteria for approval of the early learning school readiness plans with previously revised school readiness rules.

SUMMARY: The revised rule will align with the requirements of implementing the school readiness program.



**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S. This rule aligns the requirements of the school readiness plan with previously revised school readiness rules.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 1001.213(2), 1002.85(1), FS.  
**LAW IMPLEMENTED:** 1002.85, FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** Thursday, March 23, 2017, 11:00 a.m. – 12:00 p.m. ET, or at the conclusion of business whichever is earlier

**PLACE:** via GoToWebinar only. To register for the webinar, please visit:  
[http://www.floridaearlylearning.com/statewide\\_initiatives/laws\\_and\\_rules/proposed\\_rules.aspx](http://www.floridaearlylearning.com/statewide_initiatives/laws_and_rules/proposed_rules.aspx)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Katerina Maroney (850)717-8614; Katerina.maroney@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Katerina Maroney, School Readiness Policy Supervisor, Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614; Katerina.maroney@oel.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

6M-9.115 Procedures and Criteria for Approval of School Readiness Plans.

(1) Plan development. Each early learning coalition shall develop and implement a school readiness plan. The school readiness plan shall include the minimum standards as required by Section 1002.85(2), F.S., and the School Readiness Plan Guide and Template, Form OEL-SR 115, including attachment IV.A “Coalition Budget Report” and attachment IV.B. “Coalition Revenue and Expenditures Report”, ~~(May 2017) September 2014~~, which are adopted and hereby incorporated by reference. A copy of Form OEL-SR 115 may be obtained at the office website at [www.floridaearlylearning.com](http://www.floridaearlylearning.com) or by contacting the Office of Early Learning, Department of Education, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated form is also available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-05140>. Rule Chapter 69I-73, F.A.C. (March 2008), as cited in the School Readiness Plan Guide, is incorporated by reference. A copy of the rule chapter may be obtained by contacting the Office of Early Learning at the address above or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05141>.

(2) Plan submission. A coalition shall submit its school readiness plan and any amendments in accordance with the instructions found in Form OEL-SR 115.

(a) Each early learning coalition shall submit an electronic copy of its proposed school readiness plan to the Office of Early Learning (OEL) within 30 days of board approval and before implementation.

(b) The coalition shall submit an amendment to the plan ~~shall be submitted~~ to the office in the event of a change to any element of the approved plan and before implementation.

(3) OEL review. After receipt of a complete school readiness plan or amendment (including required supporting documents), OEL shall respond to the coalition within 3 business days acknowledging receipt of the plan amendment. OEL shall review the plan or amendment and approve, reject, or approve with conditions the provisions of the plan or amendment and provide written notification to the early learning coalition of its action within 30 business days of receipt of the completed document. OEL shall base its approval, rejection, or approval with conditions on the coalition’s compliance with Chapter 1002, Part VI, F.S., the federal Child Care and Development Fund (CCDF) Block Grant Florida State Plan, the federal CCDF regulations located at Title 45 Code of Federal Regulations Part 98, Subparts B through G and ~~KJ~~ and the School Readiness Plan Guide. The coalition shall not implement school readiness plans or amendments ~~cannot be implemented~~ without the express written approval of OEL.

(4) Rejection of school readiness plans. If OEL rejects a school readiness plan or amendment, it shall specify, in writing, the grounds for rejection. If OEL rejects a school readiness plan amendment, the early learning coalition ~~shall is required to~~ continue to operate under its prior approved plan. Rulemaking Authority 1001.213(2), 1002.85(1) FS. Law Implemented 1002.85 FS. History--New 4-5-15, ~~Amended-----~~.

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, School Readiness Policy Supervisor  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rodney J. MacKinnon, Executive Director  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2017  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 1, 2017

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.009  
 RULE TITLE: Standard of Care for Office Surgery  
 PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify subsection (2)(a), by removing an outdated reference which no longer exists in Rule 64B8-30.012, F.A.C.  
 SUMMARY: Subparagraph 64B8-30.012(2)(b)6., F.A.C., no longer exists in the rule and as such, it is being removed from subsection (2)(a) of the office surgery rule.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the

Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

64B8-9.009 Standard of Care for Office Surgery. Nothing in this rule relieves the surgeon of the responsibility for making the medical determination that the office is an appropriate forum for the particular procedure(s) to be performed on the particular patient.

- (1) No change.
- (2) General Requirements for Office Surgery.

(a) The surgeon must examine the patient immediately before the surgery to evaluate the risk of anesthesia and of the surgical procedure to be performed. The surgeon may delegate the preoperative heart lung evaluation to a qualified anesthesia provider within the scope of the provider's practice and, if applicable, protocol. The surgeon must maintain complete records of each surgical procedure, as set forth in Rule 64B8-9.003, F.A.C., including anesthesia records, when applicable and the records shall contain written informed consent from the patient reflecting the patient's knowledge of identified risks, consent to the procedure, type of anesthesia and anesthesia provider, and that a choice of anesthesia provider exists, i.e., anesthesiologist, anesthesiologist assistant, another appropriately trained physician as provided in this rule, certified registered nurse anesthetist, or physician assistant ~~qualified as set forth in subparagraph 64B8-30.012(2)(b)6., F.A.C.~~

- (b) through (m) No change.
- (3) through (6) No change.

Rulemaking Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(v), 458.351 FS. History--New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07, 9-3-07, 3-25-10, 8-6-12, 11-22-12, 1-9-13, 3-3-13, 7-22-14, 4-6-15, 9-4-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Surgical Care Committee, Board of Medicine  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: February 3, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: February 14, 2017

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

RULE NO.: 64B11-5.001  
RULE TITLE: Requirements for License Renewal of an  
Active License; Continuing Education

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify the requirements for obtaining continuing education credit for pro bono services.

SUMMARY: The proposed rule amendment requires licensees to submit a written request to the Board and to receive Board approval prior to performing pro bono services for the purpose of obtaining continuing education credit.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule amendment will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.013, 468.204, 468.219 FS.

LAW IMPLEMENTED: 456.013, 456.033, 456.036, 468.219 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

64B11-5.001 Requirements for License Renewal of an Active License; Continuing Education. Continuing education includes attendance and participation as required at approved live or interactive presentations such as workshop, seminar, conference, webinar, or in-service educational programs. It may also include participation in other approved professional activities, such as pro bono and expert witness services, or those that require a formal assessment of learning, such as formalized self-study courses and other non-interactive learning programs. An active license shall be renewed upon demonstration that the licensee has paid the renewal fee set forth in Rule 64B11-2.009 ~~or 64B11-3.007~~, F.A.C., ~~respectively~~, and has complied with the following requirements:

(1) through (14) No change.

(15) Performance of Pro Bono Services – A licensee may receive up to six (6) hours per biennium of continuing education credit through the performance of pro bono services to the indigent as provided in Section 456.013(9), F.S., or to underserved populations, or in areas of critical need within the state where the licensee practices. In order to receive credit under this rule, licensees must make a written request to the Board and receive approval prior to performing pro bono services in advance. One (1) hour credit shall be given for each two (2) hours worked. In the written request, licensees shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be serviced, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the written request shall provide a brief explanation as to those facts.

Rulemaking Authority 456.013, 468.204, 468.219 FS. Law Implemented 456.013, 456.033, 456.036, 468.219 FS. History—New 4-17-95, Amended 10-30-95, 3-11-96, Formerly 59R-64.060, Amended 9-23-99, 10-18-01, 6-25-02, 5-7-03, 3-28-04, 10-24-04, 8-30-06, 10-15-06, 6-6-07, 7-27-08, 7-27-14, 11-10-15,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Occupational Therapy  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Occupational Therapy  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: January 30, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: February 14, 2017

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: 64B17-6.001  
RULE TITLE: Minimum Standards of Physical Therapy Practice

PURPOSE AND EFFECT: The purpose and effect of the rule amendment is to set forth supervision responsibilities of physical therapists and physical therapist assistants, providing patients with supervised care when working with students/trainees.

SUMMARY: The amendments clarify physical therapist and physical therapist assistant supervision responsibilities over student/trainees.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 486.025 FS.  
LAW IMPLEMENTED: 486.021(5), (6), (9), (10), (11), 486.031, 486.102, 486.123, 486.125(1), 486.161(3), 486.171 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

**THE FULL TEXT OF THE PROPOSED RULE IS:**

64B17-6.001 Minimum Standards of Physical Therapy Practice.

(1) Definitions – For purposes of this rule only, the words and phrases listed below are defined in the following manner:

(a) through (e) No change.

(f) General supervision – Supervision of a physical therapist assistant, other than by direct supervision, whereby the physical therapist is accessible at all times by two-way communication, available, to respond to an inquiry when made, and readily available for consultation during the delivery of care, and is within the same geographic location as the physical therapist assistant.

(g) through (i) No change.

(2) No change

(3) Physical Therapist Responsibilities. Physical therapists shall:

(a) through (f) No change.

(g) When participating in student and/or trainee programs, ensure that the academic programs are accredited or in candidacy by the appropriate accrediting agency recognized by statute, and that the physical therapist provides on-site supervision when students are performing patient care activities. ~~When participating in student and/or trainee programs, assure that the programs are approved or pending approval by the appropriate accrediting agency recognized by statute.~~

(h) No change.

(4) Physical Therapist Assistant Responsibilities. Physical therapist assistants shall:

(a) through (f) No change.

(g) When participating in student and/or trainee programs, ensure that the academic programs are accredited or in candidacy by the appropriate accrediting agency recognized by statute, and that the physical therapist assistant provides on-site supervision when students are performing patient care activities. ~~When participating in student and/or trainee programs, assure that the programs are approved or pending~~

approval by the appropriate accrediting agency recognized by statute.

(5) through (7) No change.

Rulemaking Authority 486.025 FS. Law Implemented 486.021(5), (6), (9), (10), (11), ~~486.031, 486.102~~, 486.123, 486.125(1), 486.161(3), 486.171 FS. History—New 8-6-84, Formerly 21M-9.30, Amended 9-22-87, Formerly 21M-9.030, Amended 9-5-90, 3-5-92, 3-24-93, Formerly 21MM-6.001, 61F11-6.001, Amended 8-16-95, Formerly 59Y-6.001, Amended 1-8-98, 1-11-99, 4-18-04, 6-1-09, 2-18-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 2, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 15, 2017

### Section III

## Notice of Changes, Corrections and Withdrawals

#### DEPARTMENT OF HEALTH

##### Board of Respiratory Care

RULE NO.: 64B32-6.001  
RULE TITLE: Continuing Education Requirement  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 168, August 29, 2016 issue of the Florida Administrative Register has been withdrawn.

#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Family Safety and Preservation Program

RULE NOS.: 65C-9.002, 65C-9.003  
RULE TITLES: Definitions, Procedure for Handling Alien Children Alleged to Be Abused, Neglected or Abandoned

##### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 32, February 16, 2017 issue of the Florida Administrative Register. The notice of proposed rulemaking incorrectly states that the notice of rule development was published on November 11, 2016. The notice of rule development was actually published on November 14, 2016.

#### DEPARTMENT OF FINANCIAL SERVICES

##### Division of Insurance Agent and Agency Services

RULE NOS.:	RULE TITLES:
69B-228.040	Course Providers
69B-228.050	School Officials
69B-228.060	Instructors and Supervising Instructors
69B-228.080	Course Approval; Requirements; Guidelines
69B-228.150	Advertising
69B-228.160	Prohibited Practices
69B-228.180	Forms

##### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 152, August 5, 2016 issue of the Florida Administrative Register.

69B-228.040 Course Providers.

(1) through (2) No change.

(3) Provider Requirements.

(a) through (b) No change.

(c) Providers shall maintain the records of each individual course offering for 5 years from the end date including, ~~but not limited to:~~

1. through 6. No change.

7. All supplemental course materials.

8. All written correspondence with students.

(d) through (f) No change.

(4) No change.

Rulemaking Authority 624.308, 626.2816, 648.26(1)(a), 648.386(4) FS. Law Implemented 624.307(1), 626.2815, 626.2816, 626.869, 648.386 FS. History—New 8-17-93, Amended 4-11-94, 2-28-95, 4-29-01, Formerly 4-228.040, Amended \_\_\_\_\_.

69B-228.050 Supervising Instructor for Bail Bond Agent Courses and School Officials.

(1) No change.

(2) The Department shall not approve a supervising instructor or school official if:

(a) No change.

(b) The school official or supervising instructor has had a license revoked by this state or any other state, country or territory. There has been any disciplinary action taken against any license or eligibility for a license issued by this state or any other state, country or territory.

(c) through (e) No change.

(3) No change.

Rulemaking Authority 624.308, 626.2816, 648.26(1)(a), 648.386(4) FS. Law Implemented 624.307(1), 626.2815, 626.2816, 626.869, 648.385, 648.386, FS. History—New 8-17-93, Amended 4-11-94, 2-28-95, 4-29-01, Formerly 4-228.050, Amended \_\_\_\_\_.

69B-228.060 Instructors and Guest Lecturers.

(1) No change.

(2) Providers shall certify that course instructors are: registered with the Department; experienced and qualified in the subject matter to be taught; qualified to act as an instructor in accordance with the criteria listed in paragraphs (2)(a) or (b) ~~or (c)~~ below; and not disqualified pursuant to paragraph (2)(c) ~~(d)~~ below.

(a) For all continuing education courses ~~except bail bond~~, a registered instructor must meet at least one of the following requirements:

1. through 4. No change.

~~5. Be a member of the Florida Bar with 2 years experience litigating in the subject matter; or~~

56. Membership in The Florida Bar with minimum of 2 years of law practice or counsel in the subject area being taught.

(b) For all continuing education courses ~~except bail bond~~, a registered instructor must meet at least two of the following requirements:

1. through 4. No change.

~~(c) For bail bond agent courses, a registered instructor must meet the qualifications set forth in subsection 648.386(4), F.S., subject to the limitations imposed in Rule 69B-228.210, F.A.C.:~~

~~(c)(d)~~ A provider shall not authorize an instructor to teach an approved course if:

1. The instructor has had a license revoked by this state or any other state, country or territory ~~There has been any disciplinary action taken against any license or eligibility for a license issued by this or any other state, country or territory;~~

2. through 5. No change.

(3) No change.

(4) Providers shall immediately terminate the qualified status of any instructor at any time before or after being approved as an instructor for any of the following:

(a) No change.

(b) The instructor becomes disqualified pursuant to paragraph (2)(c) ~~(d)~~ above.

(5) through (10) No change.

Rulemaking Authority 624.308, 626.2816, 648.26(1)(a), 648.386(4) FS, Law Implemented 624.307(1), 626.2815, 626.2816, 626.869(5), 648.386 FS, History—New 8-17-93, Amended 4-11-94, 2-28-95, 4-29-01, Formerly 4-228.060, Amended 1-17-05, \_\_\_\_\_.

69B-228.080 Course Approval; Requirements; Guidelines.

(1) through (2) No change.

(3) Additional Requirements for Classroom Courses:

(a) The provider shall submit the following:

1. A 3-tiered outline of approximately one page per 50 minutes of instruction ~~and a syllabus~~.

2. All supplemental course materials given to students ~~Any other course specific material requested by the Department.~~

3. through 4. No change.

(4) Additional Requirements for Seminar Courses:

(a) through (b) No change.

(c) Providers shall submit the following:

1. through 3. No change.

4. All supplemental course materials given to students ~~Any other course specific material requested by the Department.~~

(5) Additional Requirements for Online and Correspondence Courses:

(a) through (b) No change.

(c) The provider shall submit the following:

1. through 3. No change.

4. An outline with corresponding course content referenced by page number.

5. Quiz questions for each chapter with correct answers identified and referenced to course content by page number.

6. Bank of exam questions with correct answers identified and referenced to course content by page number.

7. Upon completion, each student is required to sign an acknowledgement verifying that the final exam was completed unassisted and the student understands that a violation of such standards shall result in an administrative sanction based on paragraph 626.611(1)(g), F.S., and the loss of course credit.

~~(d) All supplemental course materials given to students~~ ~~Any other course specific material requested by the Department.~~

(6) through (11) No change.

(12)(a) Approval of courses which have not been offered for a period of 2 years from the end date for the course stated in the Course Offering Application shall expire.

(b) Future use of expired ~~the~~ courses requires a new fee and application.

(c) No change.

(13) Self-Study Examinations.

(a) through (h) No change.

(i) Self-study exams may not include:

1. No change.

~~2. Obvious or tricky questions.~~

~~23.~~ Question stems that:

a. through c. No change.

d. Provide clues about the correct answer.

e. Are misleading or overly complicated.

~~3,4.~~ Answer choices that:

a. through d. No change.

e. Are not clear and concise.

f. Are misleading or overly complicated.

g. Are not mutually exclusive.

h. Are obviously correct or incorrect.

(14) ~~A Effective October 1, 2014,~~ a curriculum outline for a 5-hour law and ethics update course shall be approved by the Department on Form DFS-H2-2081, 5-hour Law and Ethics Update, or Form DFS-H2-2111, 5-Hour Law and Ethics Update – Bail Bonds, which are incorporated by reference in Rule 69B-228.180, F.A.C.

(a) through (c) No change.

Rulemaking Authority 624.308, 626.2816, 648.26(1)(a), 648.386(4) FS. Law Implemented 215.322(3)(b), 624.307(1), 624.501(19)(d), 626.2815, 626.2816, 626.869(5), 648.386 FS. History–New 8-17-93, Amended 4-11-94, 2-28-95, 4-29-01, Formerly 4-228.080, Amended 1-17-05, \_\_\_\_\_.

69B-228.150 Advertising.

(1) through (5) No change.

(6) Advertising of continuing education shall not include any sales promotion wording for any entity other than the course provider listed on the offering submitted to the Department.

Rulemaking Authority 624.308, 626.2816, 626.9611 FS. Law Implemented 624.307(1), 626.2815, 626.2816, 626.869(5), 626.9541(1)(b) FS. History–New 8-17-93, Amended 4-29-01, Formerly 4-228.150, Amended \_\_\_\_\_.

69B-228.160 Prohibited Practices.

(1) A provider, school official, supervising instructor, or instructor ~~or any personnel under their purview,~~ shall not:

(a) through (y) No change.

(2) No change.

Rulemaking Authority 624.308, 626.8216, 648.26 FS. Law Implemented 624.307(1), 626.2815, 626.8216, 626.869(5), 648.386 FS. History–New 8-17-93, Amended 4-29-01, Formerly 4-228.160, Amended \_\_\_\_\_.

The following Privacy Statement has been added to the forms that are incorporated in Rule 69B-228.180, F.A.C., Instructor Application, Certification of Completion, Attendance Roster Detail, Provider Application, and School Official/Supervising Instructor Application:

Privacy Statement

Pursuant to the Privacy Act of 1974, 5 U.S.C. § 552a, the State is responsible for informing you whether disclosure of your social security number is mandatory or voluntary, by what statutory or other authority your social security number is solicited, and what uses will be made of your social security number. Under § 119.071(5)(a)2., F.S., a state agency may collect your social security number if the collection is specifically authorized by law or if it is imperative for the performance of the agency’s duties and responsibilities as prescribed by law.

Disclosure of your social security number on this form is voluntary and imperative for the performance of the agency’s duties and responsibilities under § 119.071(5)(a)2.a.(II), § 626.2816, and § 626.2817, F.S.

The purposes for the requested information are to verify the identity of an applicant, to conduct criminal and disciplinary history background checks, and to determine if the applicant has the knowledge, competence, and integrity to fulfill the continuing education and prelicensing education objectives of § 626.2815, § 626.2816, § 626.2817, § 626.869, § 626.385, and § 626.386, F.S. Your social security number is confidential and exempt from the disclosure requirements of § 119.07(1), F.S., and § 24(a), Article I of the Florida Constitution and will not be used for any purpose other than the purposes provided herein, or as otherwise authorized under § 119.071(5)(a), F.S.

A copy of this Privacy Statement is provided to you as required by § 119.071(5)(a)3., F.S.

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**Section IV  
Emergency Rules**

**NONE**

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**Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver**

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011 Policy and Purpose

NOTICE IS HEREBY GIVEN that on March 1, 2017, the South Florida Water Management District (District), received a petition for waiver from Horizon 880, LLC, Application No. 17-0203-3, for utilization of Works or Lands of the District known as the L-13 Canal for the construction of a vehicular bridge crossing L-13 located approximately 2.5 miles east of Sam Senter Road and Waiver of the District’s criteria of the low member elevation of the proposed bridge within Works or Lands of the District; Section 37, Township 43 South, Range 38 East; Palm Beach County. The petition seeks relief from subsections 40E-6.011(4)&(6) and paragraph 40E.221(3)(j), Fla. Admin. Code, which govern the minimum low member elevation of pile-supported and free-span facilities located within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell, (561)682-6268, jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1414, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On February 28, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from The Salvador Condominium, filed February 9, 2017, and advertised on February 13, 2017 in Vol. 43, No. 29, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rules 3007.7.1 and 3007.7.4, 2014 Florida Building Code that requires the fire service access elevator lobby having direct access to an exit enclosure and a lobby size of 150 square feet because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2017-011).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On February 28, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from Katie Manor Apartments, filed November 3, 2016, and advertised on November 8, 2016 in Vol. 42, No. 218, of the Florida Administrative Register. No comments were received in response to the petition. The Final

Order on the Petition for Variance grants the Petitioner a variance from subsection 61C-5.001(1), Florida Administrative Code, (effective March 15, 2012), and Rule 110.26(a)(1), NFPA-70, 2011 National Electric Code because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2016-250).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.010 Terms and Conditions of SAIL Loans

NOTICE IS HEREBY GIVEN that on February 28, 2017, the Florida Housing Finance Corporation received a petition for Waiver from Monterey Point Apartments; Bonita Pointe Apartments; Alhambra Cove Apartments; Hibiscus Point Apartments; Tuscany Place Apartments; Marbrisa Apartments; Doral Terrace Apartments; St. Croix Apartments; Heron Pointe Apartments; Laguna Pointe Apartments; Eagle Pointe Apartments; Harbor Cove Apartments; The Pointe at Banyan Trails; Sanctuary Cove Apartments; Portofino Apartments; Indian Trace Apartments; Renaissance Apartments; Mariner's Cove Apartments; Clippers Cove Apartments; Bristol Bay Apartments; Clipper Bay Apartments; Carolina Club Apartments. (aka FHFC Case No. 2017-015VW) requesting to waive Rule 67-21.027(1), Rule 67-21.029 and Rule 67-21.031(2) and Rule 67-48.010(12) to permit the Petitioners to submit Qualified Contract Packages or, in the alternative, to modify unit affordability Set-Asides upon the expiration of the Extended Use period.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.



## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 30, 2017, 11:00 a.m. – 2:00 p.m.

PLACE: Florida Fruit and Vegetable Association, 800 Trafalgar Court, Suite 200, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to review marketing activities planned on behalf of Florida agriculture.

A copy of the agenda may be obtained by contacting: Jacqueline Moalli, (850)617-7339.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jacqueline Moalli, (850)617-7339. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jacqueline Moalli, (850)617-7339.

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### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

The Polk Soil and Water Conservation District announces public meetings to which all persons are invited.

DATES AND TIMES: March 21, 2017, 6:00 p.m.; April 18, 2017, 6:00 p.m.; May 16, 2017, 6:00 p.m.; June 20, 2017, 6:00 p.m.; July 18, 2017, 6:00 p.m.; August 15, 2017, 6:00 p.m.; September 19, 2017, 6:00 p.m.; October 17, 2017, 6:00 p.m.; November 21, 2017, 6:00 p.m.; December 19, 2017, 6:00 p.m.

PLACE: 210 Cypress Gardens Blvd., Suite 2, Winter Haven, FL 33880

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items for discussion include general business pursuant to responsibilities under Chapter 582, F.S., and any new business that is brought up by District supervisors.

A copy of the agenda may be obtained by contacting: Polk Soil and Water Conservation District at (863)533-2051.

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### DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NO.: RULE TITLE:

11D-8.014 Blood Alcohol Permit - Analyst: Renewal

The Florida Department of Law Enforcement, Alcohol Testing Program announces a hearing to which all persons are invited.

DATE AND TIME: March 20, 2017, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Room B1055, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Petition for temporary waiver of subsection 11D-8.014(1), F.A.C.

A copy of the agenda may be obtained by contacting: Caitlin R. Mawn, Assistant General Counsel, by mail at Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by telephone at (850)410-7676.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Caitlin R. Mawn, Assistant General Counsel, by mail at Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by telephone at (850)410-7676. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Caitlin R. Mawn, Assistant General Counsel, by mail at Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by telephone at (850)410-7676.

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### DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission (FTC) announces a telephone conference call to which all persons are invited.

DATE AND TIME: telephone conference call scheduled for March 9, 2017: CANCELLED

PLACE: Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Standing bi-weekly teleconference on March 9, 2017, to discuss FTC business, has been CANCELLED. Notice of this meeting was published on January 9, 2017.

A copy of the agenda may be obtained by contacting: the FTC, (850)414-4105.

For more information, you may contact: the FTC, (850)414-4105.

#### DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: April 11, 2017, 5:30 p.m. – 7:30 p.m.

PLACE: Hilton University of Florida, 1714 SW 34th Street, Gainesville, Florida 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a Public Open House for the North I-75 Master Plan. The study evaluates improvements to I-75 and major north-south corridors parallel to I-75, such as US 41, (located to the west), US 301 and US 441 (located to the east), in their ability to provide traffic relief to I-75.

You can attend anytime between 5:30 p.m. and 7:30 p.m. to review the exhibits and talk to FDOT staff.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

Para información en español, por favor de comunicarse con Vladimir Majano al (850)414-4823 o por correo electrónico: vladimir.majano@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: Ms. Huiwei Shen, Project Manager, Florida Department of Transportation, 605 Suwannee Street, MS 19, Tallahassee, FL 32399, phone: (850)414-4911, email: huiwei.shen@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Huiwei Shen, Project Manager, Florida Department of Transportation, 605 Suwannee Street, MS 19, Tallahassee, FL 32399, phone: (850)414-4911, email huiwei.shen@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles, Office of Motorist Modernization announces a public meeting to which all persons are invited.

DATE AND TIME: March 14, 2017, 1:00 p.m. – 3:00 p.m., ET

PLACE: Neil Kirkman Building, Training Room B-130, 2900 Apalachee Parkway, Tallahassee, Florida 32399

GoToMeeting call-in information is also provided below.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to receive an update on Phase 1 of the Motorist Modernization Program. System functionality and requirements will also be presented to the group for consideration and input.

#### AGENDA

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- Stakeholder Outreach Update
- Policy and Decisions Review
- ESC Meeting Follow-up
- MM Phase I Program Update
  - o Status Update and Financial Review
  - o Change Request Review
  - o Project Updates
- Q&A
- Adjournment

Join the meeting from your computer, tablet or smartphone at <https://global.gotomeeting.com/join/630034677>.

You can also dial in using your phone: United States +1(646)749-3129; United States (toll-free) 1(877)309-2073; access code: 630-034-677; audio pin: shown after joining the meeting.

A copy of the agenda may be obtained by contacting: the agenda is included above.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100, terrencesamuel@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### EXECUTIVE OFFICE OF THE GOVERNOR

##### Division of Emergency Management

The Emergency Management announces a public meeting to which all persons are invited.

DATE AND TIME: April 7, 2017, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Request for Proposal (RFP-DEM-16-17-048) for Hurricane Loss Mitigation Program.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Tara Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)410-1391, [Tara.Walters@em.myflorida.com](mailto:Tara.Walters@em.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tara Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)410-1391, [Tara.Walters@em.myflorida.com](mailto:Tara.Walters@em.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIMES: March 9, 2017, 12:00 Noon, Resource Management Committee Meeting; 1:00 p.m., Governing Board Meeting; 1:05 p.m., Public Hearing on Consideration of Regulatory Matters; 1:10 p.m., Public Hearing on Consideration of Grant of Utility Easement and Temporary Construction Easement at Meginnis Arm Stormwater Facility  
PLACE: District Headquarters, 81 Water Management Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: District business. Amendment No. 1 requests realignment of the FY 2016-2017 budget with no increase or decrease to the total District budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Savannah White, (850)539-5999 or online at <http://www.nfwwater.com/About/Governing-Board/Board-Meetings-Agendas>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Wendy Dugan. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

#### WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting.

DATE AND TIME: Thursday, March 9, 2017, 9:00 a.m., Governing Board Meeting

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Brenda Low, (561)682-6805 or at <https://www.sfwmd.gov>, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at these meetings or hearings, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued. For more information, you may contact: Brenda Low at (561)682-6805 or [BLow@sfwmd.gov](mailto:BLow@sfwmd.gov).

**SPACE FLORIDA**

Space Florida announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2017, 11:00 a.m., ET

PLACE: Teleconference: call-in number: 1(888)204-5987, guest code: 4503386#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: Emma Newsham at (321)730-5301, ext. 231 or [enewsham@spaceflorida.gov](mailto:enewsham@spaceflorida.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Emma Newsham at (321)730-5301, ext. 231 or [enewsham@spaceflorida.gov](mailto:enewsham@spaceflorida.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Emma Newsham at (321)730-5301, ext. 231 or [enewsham@spaceflorida.gov](mailto:enewsham@spaceflorida.gov).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 22, 2017, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Hospital Association, 307 Park Lake Circle, Orlando, Florida 32803

This meeting will be available via conference call by dialing: 1(888)670-3525 and entering the participant code: 900-967-2762. If you have any difficulty accessing the teleconference, please call the Florida Center’s main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council’s Data Standards and Transparency Committee, to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: the agenda will be posted on the Agency website seven (7) days prior to the meeting:

<http://ahca.myflorida.com/SCHS/CommitteesCouncils/SCHIP/chismetings.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Miller, Florida Center for Health Information and Transparency at [Jennifer.Miller@ahca.myflorida.com](mailto:Jennifer.Miller@ahca.myflorida.com) or (850)412-3735. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer Miller, Florida Center for Health Information and Transparency at [Jennifer.Miller@ahca.myflorida.com](mailto:Jennifer.Miller@ahca.myflorida.com) or (850)412-3735.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

The Florida Building Commission, Swimming Pool Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 21, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar.

Join the meeting at <https://global.gotomeeting.com/join/624053653>. Join the conference call: United States (toll-free): 1(866)899-4679;

meeting ID / access code: 624-053-653; public point of access: 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Provide comments to the Rule Development Workshop “Rule 61G20-1.001, F.A.C.” of April 4, 2017 for the purpose of reviewing comments received regarding the proposed 6th Edition (2017) update to the Florida Building Code.

A copy of the agenda may be obtained by contacting: Chip Sellers, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Chip Sellers, Swimming Pool Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

**RULE NO.:** **RULE TITLE:**

61G20-1.001 Florida Building Code Adopted

The Florida Building Commission, Special Occupancy Technical Advisory Committee concurrent with The Fire Technical Advisory Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 21, 2017, 1:00 p.m.

**PLACE:** Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/276233693>. Join the conference call: United States (toll-free) 1(877)568-4106, meeting ID/access code: (276)233-693; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Provide comments to the Rule Development Workshop “Rule 61G20-1.001, F.A.C.” of April 4, 2017 for the purpose of reviewing comments received regarding the proposed 6th Edition (2017) update to the Florida Building Code.

A copy of the agenda may be obtained by contacting: Marlita Peters or Robert Benbow, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or

hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Marlita Peters, Special Occupancy Technical Advisory Committee, or Robert Benbow, Fire Technical Advisory Committee, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website: <https://floridabuilding.org/c/default.aspx>.

**DEPARTMENT OF HEALTH**

Board of Acupuncture

The Department of Health, Board of Acupuncture announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 10, 2017, 9:00 a.m., ET

**PLACE:** Sheraton Tampa East, 10221 Princess Palm Avenue, Tampa, Florida 33610, (813)246-7139

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the board.

A copy of the agenda may be obtained by contacting: Carol Taylor at [Carol.Taylor@flhealth.gov](mailto:Carol.Taylor@flhealth.gov) or on the Board website at [www.floridasacupuncture.gov/meeting-information](http://www.floridasacupuncture.gov/meeting-information).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Carol Taylor at [Carol.Taylor@flhealth.gov](mailto:Carol.Taylor@flhealth.gov) or on the Board website at [www.floridasacupuncture.gov/meeting-information](http://www.floridasacupuncture.gov/meeting-information). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Carol Taylor at [Carol.Taylor@flhealth.gov](mailto:Carol.Taylor@flhealth.gov) or on the Board website at [www.floridasacupuncture.gov/meeting-information](http://www.floridasacupuncture.gov/meeting-information).

**DEPARTMENT OF CHILDREN AND FAMILIES**

The Department of Children and Families announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, March 13, 2017, 2:00 p.m.

**PLACE:** Juvenile Welfare Board Building, 14155 58th Street North, Clearwater, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Ongoing Pinellas Community Alliance Business.

A copy of the agenda may be obtained by contacting: Stephanie Allen at (727)373-7842.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stephanie Allen at (727)373-7842. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF CHILDREN AND FAMILIES**

Family Safety and Preservation Program

**RULE NOS.:RULE TITLES:**

65C-9.002 Definitions

65C-9.003 Procedure for Handling Alien Children Alleged to Be Abused, Neglected or Abandoned

The Department of Children and Families announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 13, 2017, 9:00 a.m. – 11:00 a.m.

**PLACE:** (1) Attend in person at: Florida Department of Children and Families, 1317 Winewood Boulevard, Bldg. 1, 3rd Floor, Room 301G, Tallahassee, FL 32399-0700

(2) Via conference call dial: 1(888)670-3525, participant code: 312 614 9586 #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Undocumented foreign national children.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz at (850)717-4189 or Jodi.abramowitz@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jodi Abramowitz at (850)717-4189 or Jodi.abramowitz@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FISH AND WILDLIFE CONSERVATION COMMISSION**

The Fish & Wildlife Foundation of Florida announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, March 15, 2017, 2:00 p.m. – 4:00 p.m.

**PLACE:** The public may participate in the call. Please contact Mr. Will Bradford at (850)921-1144 for instructions.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Finance & Audit Committee of the Fish & Wildlife Foundation of Florida will be reviewing the operating budget, financial reports, and compensation packages for the Foundation.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, 2574 Seagate Drive, Suite 100, Tallahassee, FL 32302, (850)921-1144.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Will Bradford, 2574 Seagate Drive, Suite 100, Tallahassee, FL 32302, (850)921-1144.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

Freshwater Fish and Wildlife

The Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 16, 2017, 7:00 p.m.

**PLACE:** Hillsborough County Center, 2nd Floor, 601 East Kennedy Boulevard, Tampa, FL 33602

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public comment regarding considerations for FWC’s ten-year Management Plan for the FWC Lead Managed Portions of Bullfrog Creek Wildlife and Environmental Area (BCWEA).

This hearing is being held **EXCLUSIVELY** for discussion of the **DRAFT** Bullfrog Creek WEA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development go online to: <http://myfwc.com/about/rules-regulations/changes/>.

A copy of the agenda may be obtained by contacting: The Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-9982 or by email at Peter.Vandeburgt@myfwc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 14 days before the workshop/meeting by contacting: Stephanie Boggs at (850)487-7063 or Stephanie.Boggs@MyFWC.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY**

The Treasure Coast Education Research & Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2017, 3:00 p.m.

PLACE: Treasure Coast Research Park, in the UF/IRREC Building, 2199 S. Rock Road, Fort Pierce, FL., 34952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any matters that may come before the TCERDA Board for their consideration/authorization, including but not limited to minutes, treasurer's report, etc.

A copy of the agenda may be obtained by contacting: The Treasure Coast Research Park office at (772)467-3017.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Treasure Coast Research Park office at (772)467-3107. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Treasure Coast Research Park office at (772)467-3107.

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**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2017, 11:30 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

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**ENTERPRISE FLORIDA, INC.**

Enterprise Florida announces a public meeting to which all persons are invited.

DATE AND TIME: March 6, 2017, 1:00 p.m.

PLACE: Enterprise Florida, 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors for the Florida Opportunity Fund announces a public meeting to which all persons are invited:

Address: 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

Meeting: Florida Opportunity Fund

Purpose: This meeting will discuss on-going issues, developing issues and other matters.

Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by contacting: Jennifer Dunham, (407)838-1400, ext. 215.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Jennifer Dunham, (407)838-1400, ext. 215. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer Dunham, (407)838-1400, ext. 215.

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**INFINITE SOURCE COMMUNICATIONS GROUP, LLC**

The Florida Department of Transportation (FDOT) District Six announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2017, 5:00 p.m. – 7:00 p.m.

PLACE: Sugarloaf Fire Station, 17097 Overseas Hwy., Sugarloaf Key, FL 33042

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a public meeting for two resurfacing projects along State Road (SR) 5/US 1/Overseas Highway from Sugarloaf Key MM 19.794 to west of Cudjoe Key MM 20.664 and from east of Cudjoe Key MM 23.121 to Summerland Key MM 25.396, in Monroe County, to discuss the project's scope of work. The project identification number is 430837-2/3-52-01. The meeting will be an open house, from 5:00 p.m. to 7:00 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist Dean Walters at (305)294-1238, email: Dean@swcinc.net.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Dean Walters. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Dean Walters at (305)294-1238, email: Dean@swcinc.net.

**Section VII**  
**Notice of Petitions and Dispositions**  
**Regarding Declaratory Statements**

NONE

**Section VIII**  
**Notice of Petitions and Dispositions**  
**Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

**Section IX**  
**Notice of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

NONE

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

NONE

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

BRASFIELD & GORRIE, LLC  
 UF 608 - PARKING GARAGE XIV  
 INVITATION TO BID

Brasfield & Gorrie will now be taking sealed bid proposals for the Structural Precast trade package for the University of Florida Parking Garage XIV project in Gainesville, FL.

Please contact Chris Evans at Brasfield & Gorrie, cevans@brasfieldgorrie.com, (407)562-4500, for additional information on the project and proposal requirements.

Sealed proposals are due by no later than noon on March 6, 2017. Sealed proposals must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC  
 c/o Chris Evans  
 941 West Morse Blvd., Suite 200  
 Winter Park, FL 32789

**Section XII**  
**Miscellaneous**

**DEPARTMENT OF STATE**

**Index of Administrative Rules Filed with the Secretary of State**

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Thursday, February 23, 2017 and 3:00 p.m., Wednesday, March 1, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
6M-4.400	2/28/2017	3/20/2017
6M-4.630	2/28/2017	3/20/2017
6M-8.201	2/28/2017	3/20/2017
6M-8.2011	2/28/2017	3/20/2017
40E-10.041	2/23/2017	3/15/2017
40E-10.051	2/23/2017	3/15/2017
40E-10.061	2/23/2017	3/15/2017
53ER17-10	2/24/2017	2/24/2017
53ER17-11	2/24/2017	2/24/2017
53ER17-12	2/24/2017	2/24/2017
53ER17-13	2/24/2017	2/24/2017
59A-3.253	2/27/2017	3/19/2017



59A-5.004	2/27/2017	3/19/2017
60Y-2.004	2/27/2017	3/19/2017
61A-4.041	2/23/2017	3/15/2017
61G15-20.0010	2/27/2017	3/19/2017
61G15-20.0015	2/27/2017	3/19/2017
64-3.010	2/24/2017	3/16/2017
64-3.015	2/24/2017	3/16/2017
64-3.020	2/24/2017	3/16/2017
64-3.030	2/24/2017	3/16/2017
64-3.040	2/24/2017	3/16/2017
64-3.050	2/24/2017	3/16/2017
64-3.060	2/24/2017	3/16/2017
64-3.070	2/24/2017	3/16/2017
64-3.080	2/24/2017	3/16/2017
64B10-11.001	2/28/2017	3/20/2017
64B10-11.003	2/28/2017	3/20/2017
64B16-26.2032	2/23/2017	3/15/2017
64B16-26.2033	2/23/2017	3/15/2017
69K-18.004	2/24/2017	3/16/2017
69L-6.015	3/1/2017	3/21/2017
69L-6.027	3/1/2017	3/21/2017

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES**

Rule No.	File Date	Effective Date
40B-9.021	12/21/2016	**/**/*****
40B-9.041	12/21/2016	**/**/*****
40B-9.126	12/21/2016	**/**/*****
40B-9.131	12/21/2016	**/**/*****
40B-9.1381	12/21/2016	**/**/*****
40B-9.1411	12/21/2016	**/**/*****
40B-9.142	12/21/2016	**/**/*****

40B-9.145	12/21/2016	**/**/*****
40B-9.123	12/9/2016	**/**/*****
58M-2.009	2/9/2017	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.100	12/19/2016	**/**/*****
69L-7.501	12/19/2016	**/**/*****

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Fruit and Vegetables

**NOTICE OF INTENT TO GRANT A CERTIFICATE OF EXEMPTION FROM THE PEANUT MARKETING ORDER**

The Florida Department of Agriculture and Consumer Services gives notice of its intent to grant a Certificate of Exemption from the Peanut Marketing Order pursuant to Section 573.1201, Florida Statutes, to the following petitioner:

Adams MD Farm, Inc.  
6834 NW 44th Street  
Jennings, FL 32053

The above petitioner applied for a Certificate of Exemption from the Peanut Marketing Order pursuant to Section 573.1201, Florida Statutes, for the 2016 peanut harvest season, and alleged funds from the marketing order had been used in a manner detrimental to its interest as a Florida peanut grower. Based on the allegations made and supporting documentation submitted by the petitioner, the Department has found that the petitioner has been adversely affected by reason of the Peanut Marketing Order. The certificate exempts the petitioner from paying two of the three dollars assessed and is only valid for the 2016 peanut harvest season.

To obtain a copy of the proposed Final Order Granting a Certificate of Exemption from the Peanut Marketing Order, please contact: LaSharonte Williams-Potts, 407 S. Calhoun St., Ste. 520, Tallahassee, Florida 32399, (850)245-1000, Lasha.Williams@FreshFromFlorida.com.

A person whose substantial interests are affected by the Department's proposed action may petition for an administrative proceeding (hearing request) under Sections 120.569 and 120.57, F.S., and may be represented by counsel or other qualified representative. Pursuant to Rule 28-106.201, F.A.C., a request for an administrative hearing must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone

number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency’s proposed action; (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency’s proposed action.

The hearing request must be filed (received by the Department) with the Department at 407 South Calhoun Street, Tallahassee, Florida, 32399-0800 within 21 days of publication of this notice (March 22, 2017). Also, a copy of the hearing request shall be mailed to the petitioner at the address indicated above at the time of filing.

Mediation is not available as an alternative remedy. Failure to file a hearing request within 21 days of publication of this notice will constitute a waiver of your right to an administrative hearing, and a Certificate of Exemption will be issued to the petitioner listed above.

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DEPARTMENT OF HEALTH

Board of Massage Therapy

Notice of Emergency Action

On February 28, 2017, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Jorge L. Pruneda, L.M.T., License # MA 63779. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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Section XIII

Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.

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